1879-80. (R.R).

File No. 42 of 79
Serial No. 1-4

Sub:- Transference of Mavana-halli from Kayamgulla in the Revenue accounts as a Jodi village.

10

G. R. S. IX-5]

*Previous references.* 1879-80

192 .

( L. R. )

*Later references.*

File No. 42 of 79

Serial Nos. 1-4

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* 1-4

Major ~~Part~~ B for January 1880

SUBJECT.

Transference of Mallanahalli from Kaguna-gulla in the Revenue accounts to as a Jodi Village.

WD 2233—GPB—20,000—14-6-20

RD
Received
1880

1878. No 13.

From

3

To The Commissioner
Nundydroog Dn.
Survey & Settl. Comr.
Rai Bahdur Narain
Saumy Modeliar

Dated 13/8/78

Despatched 14th Do.

Received 16th Do.

Enclosures No.

General No. 3676

R No. 79

Passing orders on a petn
from Rai Bahdur Narain
Saumy Modliar, complain-
ing of the Survey Depart.
having increased the Assd
Assessment on certain
Lands attached to the
Village of Bri[redacted]palem

G. R. S. IX-5]

*Previous references.* 1879-80

192 .

( L.R. )

*Later references.*

File No. 42079

Serial Nos. 1-4

GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* 1-4

Major ~~Part~~ B for January 1880

SUBJECT.

Transference of Mallanahalli from Kagu-
-gulla in the Revenue accounts to as a
Jodi-village.

WD 2233—GPB—20,000—14-6-20

ture - There remains for dis=
sal however the question of
ognizing so much of the
aim of the Petitioner as arises
t of the fact that a small
tion of the land has been
ought under wet and garden
ltivation, by means of im=
rovements carried out by
he owner, subsequent to its
rant. It is contended that
the condition on which a reduc=
tion of assessment is allowable
in consideration of private out=
lay was not required at the
eriod to which the case refers,
ut the circumstances are
ot altogether analogous, for
the present grant did not
vidently contemplate anything
more than an assignment
of land for dry cultivation on
easy terms - The owner seems
however to the Chief Commr
to be entitled to some measure
of relief, in respect of such
area of the land as he has,
by expenditure of his own Ca=
pital, converted into wet

6

garden cultivation, and t
Survey Commr will be de
to revise the Settlement by
substituting, ~~for the period~~
~~the current Settlement~~, fo
the wet and garden assessm
ons acres 6-3-- amounting t
Rs. 35-8-0, the average dry
rate fixed on the adjaining
lands of that description in
concession ~~is made as a~~
~~special case, and will have~~
~~effect for the period of the~~
~~present Settlement, and~~ re-
-trospectively from the date of
its introduction.

~~Superintendent~~
~~Chikballapur Settlement~~
for the period of the
current Settlement

1/7/8
Secretary

Comm^r of the Lands &c.
Survey & Settlement Comm^r
Bangalore

BBK.

3. In order to prevent the possibility of any misapprehension, I am to say that His Excellency the Governor General in Council will be obliged if you will have the goodness to explain precisely the nature and grounds of the distinction which you propose to draw between these two classes of villages, both of which, it is understood, are admittedly held in good titles.

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From the Rev. Secretary to the Chief Commissioner of Mysore, To the Secretary to the Govt. of India, Foreign Dept., Simla, No. 1870—17, dated Bangalore, 8th August 1879.

In reply to Assistant Secretary Mr. Durand's letter dated the 29th ultimo, No. 60 I. R., I have the honor, by direction of the Chief Commissioner, to explain that kayamgutta were tenures intended to promote cultivation under the incentive of a permanent assessment based on the then existing revenue. It is believed, however, that several grants made in the late Maha Raja's administration, though under the name of kayamgutta, were not *bonâ fide* such, but were assessed with arbitrary rents more or less favorable to the grantees, *vide* para 8. of Mr. Bowring's letter dated the 2nd December 1868, No. 4919—R. 239.

2. Though in these cases the grants rested on competent authority, such as sannads from the late Maha Raja, they were not strictly of the nature of kayamgutta, but partook more of the character of gifts for the personal benefit of the grantees. Mr. Gordon therefore considered that such cases would be more properly treated as valid personal inams or favorably assessed tenures under the Inam Rules, being liable to the additional charge of a quit-rent for conversion into alienable and permanent tenures.

3. In cases where not only the title is good, but the tenure is really kayamgutta, the assessment having been based on due inquiry into the resources of the village, the grants will be respected as such and will not be subject to any revision of assessment or other additional charge.

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No. 1871-33—Rev. 331, dated Bangalore, 8th August 1879.

Order thereon.—The Inam Commissioner is requested to issue instructions for the settlement of all the kayamgutta villages in the Province on the principles laid down in paras 3 and 4 of this office letter to the Government of India, dated the 6th June 1879, and approved by the Government of India. A further communication will be made on receipt of the final decision of the Government of India in respect to the cases referred to in para 4 of the said letter.

*Revenue Secretary.*

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To—The Survey and Inam Commissioner in Mysore.
" Inam Superintendent.
" Commissioners of Ashtagram and Nagar Divisions.
" Deputy Commissioners of Districts.
" Deputy Accountant General.

*Proceedings of the Chief Commissioner of Mysore, Department of Revenue, Agriculture and Commerce, 8th August 1879.*

From the Rev. Secretary to the Chief Commissioner of Mysore, To the Secretary to the Govt. of India, Foreign Dept., Simla, Gl. No. 2228—R. 33, dated Bangalore, 6th June 1879.

In acknowledging your letter of the 2nd ultimo, No. 30 I. R., I am directed to state that the Chief Commissioner's views in regard to the nature of the kayamgutta tenures and the manner in which he proposes to treat them are correctly indicated in para 2 of the above letter.

2. With reference to the remarks in para 3, the Chief Commissioner desires to explain that the necessity for the present reference has arisen in this manner. It will be seen that the order of the Government, dated the 12th January 1869, para 4, whilst postponing present enquiry into the matter on account of the heart-burning and irritation it might occasion to the present holders of these tenures, left the question of their future treatment undecided. And in their recent order of the 24th May 1877, the Government sanctioned an enquiry simply to determine the value of the villages in order to secure a proper basis for the assessment of the local cess; but they particularly enjoined that there should be no enquiry into the questions whether these tenures are heritable and alienable, and whether their assessment is liable to revision, and they desired that no guarantee should be given implying that the present assessment is not liable to revision. The notification issued from this Office on the 25th August 1877, accordingly directed in para 2 that there should be no enquiry into the questions above referred to; but in para 3, the notification authorized the kayamgutta villages not held on proper authority, to be treated as jodi inams and enfranchised on the payment of an additional quit-rent. The enfranchisement thus conferred on these inferior and doubtful tenures a permanent heritable and alienable right, whilst the holders of the kayamgutta villages held on undisputed authority were left in uncertainty without any settlement of their rights.

3. Mr. Gordon's proposals then, as already stated, are:—1st, to recognize the kayamgutta villages held on unquestionably good authority as permanent heritable and transferable tenures not subject to any revision of the assessment; 2ndly, to confer the same right on the kayamgutta grants held on defective title on payment of an additional assessment equal to one-half of their net value on the principles laid down for the inam settlement; and 3rdly, to resume and bring under the ordinary Survey assessment kayamgutta grants which are of recent and fraudulent origin.

4. Mr. Gordon however desires to add that several of these grants though held on good title, such as sannads from the late Maha Raja, do not appear to have been based on a proper enquiry into the value of the lands, but to have been given simply as gifts for the personal benefit of the grantees. In such cases it seems scarcely fair to the Government to recognize them as permanently settled estates. They partake more of the character of personal inams, and Mr. Gordon proposes to treat them as such, and enfranchise them on the rates of quit-rent provided for in the Inam Rules.

5. I am to add that the kayamgutta grants in the whole Province amount to 389 villages and 309 hamlets of the estimated beriz or value according to old accounts, of Rs. 78,257, out of which they pay to the Government a rent of Rs. 61,957. The revenue alienated in these grants would therefore amount to Rs. 16,300, but the beriz shewn in the accounts cannot be taken to be strictly accurate. The lands at the time of their grant were generally, if not always, uncultivated, and necessarily of an inferior quality, and the expectation of a permanent assessment doubtless led to their cultivation and improvement. The settlement proposed, whilst it will bring in some addition to the Government revenue, will, Mr. Gordon believes, also prove satisfactory to the holders of the grants who will gladly pay the additional assessment required to secure an undisputed permanent title.

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From the Assistant Secretary to the Govt. of India, Foreign Department, To the Chief Commissioner of Mysore, Revenue, No. 60 I. R., dated Simla, the 29th July 1879.

I am directed to acknowledge your Secretary's letter No. 2228—33, dated 6th June 1879, submitting your views in regard to the nature of kayamgutta tenures in Mysore and the manner in which they should be treated.

2. In reply I am to say that there appears to be no objection to your proposals as stated in paragraph 3 of the letter under acknowledgment. There is, however, one point which is not yet quite clear. In paragraph 4 you propose to treat as inams, and to levy a quit-rent upon, several of these grants, which are held in good title, because they were given without proper enquiry into the nature of the lands, while in paragraph 3 you recommend that villages held on unquestionably good authority should be recognized as not subject to any revision of assessment.

(a)

Rev. Dno. 3091

1879.

From The Dy Commissioner Kadur Dt

To

Secretary to Chief Commissioner,
Revenue ~~General~~ Department.
Bangalore

Dated 19th September
Despatched 20th "
Received 23rd "

**Enclosures No. 1**

General No. 913
No. 1879—80.

Sir

With reference to the Chief Commissioner's Proceedings Nos. 1871-838 & 2765-76 dated the 8th Dec. 331 490 & 5th Oct. respectively on the subject of the Settlement of Kayem Goothi villages, I have the honor to report that the only Kayem Goothi village of Mallenhully in the Bannoor Taluk of this Dist has been settled by the Inam Dept Vide Jodi Rent Register dated 22 May 1873 herewith forwarded (to be returned when no longer required)

I have the honor to be
Sir
Your most obedt Servt

Dy Commissioner
Kadur Dt

239.79

I.R. 42-79-1

Accounts

Kayem Goothi

Mallenhully

Bannoor

Inam Dept

Jodi Rent Register

22 May 1873

Returned

Comd. 24.9.79

Copy of letter from the Govt of India No 60 I.R. dated Simla 29th July 1879 to the address of the Chief Commissioner of Mysore Revenue Department

Kayamgutta Villages

Beriz 32350—" 95—14—7—" 119—" —" Sparkle Accounts

Copy

L.R. 42-79-2

2.

The Superintendent
of Inam Settlts
in Mysore

Dated 28th Septr (Stamp Mysore)
Rcpd 29-9-79
Rcpd 30-9-79
No 3340
R. 569

Enclosure no 1 to Dy. Comr
Kadur.

With reference to
the Quit Rent Register
Subd with the Kadur Dy. Comr's No 913 of 79 Dated
of the Mallanahally
village entered in
the public accounts
as Kayemgutta, the
Inamdar pet. is reqstd
to explain under what
circumstances the
village has been
enfranchised on
Quit Rent and to
report what arrange
-ments have been
made to revise
the settlements of
Kayemgutta village
in accordance

with the instructions lately issued on the subject.

By Order
&
Rev Secy.

No. 3341
R. 570

Copy to Dr Commr. of the Kadur Dist, with reference to his No. 913 dy 19th September 79. The original Quit Rent Register is herewith returned.

By order
&
Rev Secy

I.R. 42-79-3

1879.

From The Superintendent Inam Settlt

To (9)

Dated 18th November 79.
Despatched
Received

Enclosures No. 1

General No. 96.
No.

stating that the village of Mallandahalli was confirmed as a pod village on 3-12-70 —

The Copy of the Summd Proceedings herein to the effect that the Village was granted on Jodi in said Inam Sanad III — at rupees enfranchised and 2 Rent —

The Village do not have been shown in the List of Rayengutta Villages — after the receipt of the Dy Comr of the Quit Rent Register. Mr Dy Comr may be instructed to transfer the Village to Jodi Village accounts — The Copy of the Summd may be sent to the Inam Supdt to be sent along with the Village accounts to the Taluk

6-11-79

To Revenue with one of the papers mentioned

Inám Supdt's Office

Bangalore, 1st November 1879.

No. 96

To,

The Secretary to the Chief Commissioner

Revenue Department.

Sir,

I have the honr, in reply to your No. 3340/569 of the 28th September last, to state that the village of Mallanahalli was confirmed as a Jodi village by Colonel Clerk, the former Inám Commissioner, on the 3d December 1870, on the copy of the Sannad of 1826 issued by the late Maha-Rajah, received with the Inamti accounts from the Chief Commissioner's Office, and herein enclosed for reference.

2. With reference to the concluding portion of your Docket, I beg to state that the revision of the Settlement of the Kayamgutta villages is being done by me in person, in accordance with the instructions lately issued on the subject.

I

I have the honr to be
Sir,
Your most Obed.t Servant

Supt.t of Inam Settlts:

Encl.

L.R. 42-79-4

No 5166-7 / R. 851 dy 7th January 1880

Read:

Letter from the Dy Comr. of the Kadur Distt. No 913 of the 19th September 1879, reporting that the village of Mallanahally in the Banawa Talook has been settled by the Inam department.

Letter from the Supt. of Inam Settlements, No. 96 of the 1st November 79.

Order thereon.

The village of Mallanahally referred to in the above having been settled by the Inam Deptt as a Jodi village, should be transferred to that head from Kayem-gutta in the Revenue Accounts of the Dt. It is noted that the Inamdar in this case has no claims to Layer-

To The Dy. Commissioner of the Kadur Distt.
" The Supt of Inam Settlements,

By Rev Secty

To
The Dy. Comr Kurnool
Swan Supdt.

Dated 7th January
Sirs.
Rpd. 10th/97.

No 5166-7
P. 0001
Encles. 1 to Swan Supdt.